

106TH CONGRESS
1ST SESSION

H. R. 2205

To amend section 4723 of the Balanced Budget Act of 1997 to assure that the additional funds provided for State emergency health services furnished to undocumented aliens are used to reimburse hospitals and their related providers that treat undocumented aliens and to increase the funds so available for fiscal years 2000 and 2001.

IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 1999

Mr. BILBRAY (for himself, Mr. HUNTER, Mrs. BONO, and Mr. REYES) introduced the following bill; which was referred to the Committee on Commerce

A BILL

To amend section 4723 of the Balanced Budget Act of 1997 to assure that the additional funds provided for State emergency health services furnished to undocumented aliens are used to reimburse hospitals and their related providers that treat undocumented aliens and to increase the funds so available for fiscal years 2000 and 2001.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. FUNDING FOR EMERGENCY HEALTH SERVICES**
2 **FURNISHED TO UNDOCUMENTED ALIENS.**

3 (a) REQUIRING USE OF FUNDS TO ASSIST HOS-
4 PITALS AND RELATED PROVIDERS OF EMERGENCY
5 HEALTH SERVICES TO UNDOCUMENTED ALIENS.—Sec-
6 tion 4723(c) of the Balanced Budget Act of 1997 (8
7 U.S.C. 1611 note) is amended to read as follows:

8 “(c) USE OF FUNDS.—

9 “(1) IN GENERAL.—From the allotments made
10 under subsection (b), the Secretary shall pay to each
11 State amounts described in a State plan, submitted
12 to the Secretary, under which the amounts so allot-
13 ted will be paid—

14 “(A) to hospitals and related providers of
15 emergency health services to undocumented
16 aliens that are located in—

17 “(i) a metropolitan statistical area
18 with a population of 1,000,000 or more; or

19 “(ii) a county that shares a border
20 with Mexico or Canada; and

21 “(B) in a manner that takes into
22 account—

23 “(i) each eligible hospital’s or related
24 provider’s payments under the State plan
25 approved under title XIX of the Social Se-
26 curity Act for emergency medical services

1 described in section 1903(v)(2)(A) of such
2 Act (42 U.S.C. 1396b(v)(2)(A)); or

3 “(ii) an appropriate alternative proxy
4 for measuring the volume of emergency
5 health services provided to undocumented
6 aliens by eligible hospitals and related pro-
7 viders.

8 “(2) DEFINITIONS; SPECIAL RULES.—For pur-
9 poses of this subsection:

10 “(A) The term ‘hospital’ has the meaning
11 given such term in section 1861(e) of the Social
12 Security Act (42 U.S.C. 1395x(e).

13 “(B) The term ‘provider’ includes a physi-
14 cian, another health care professional, and an
15 entity that furnishes emergency ambulance
16 services.

17 “(C) A provider shall be considered to be
18 ‘related’ to a hospital to the extent that the
19 provider furnishes emergency health services to
20 an individual for whom the hospital also fur-
21 nishes emergency health services.

22 “(D) Amounts paid under this subsection
23 shall not duplicate payment made under title
24 XIX of the Social Security Act for the provision

1 of emergency medical services described in sec-
2 tion 1903(v)(2)(A) of such Act.”.

3 (b) INCREASE IN AMOUNT OF FUNDS AVAILABLE
4 FOR FISCAL YEARS 2000 AND 2001.—Section 4723(a) of
5 such Act is amended—

6 (1) by striking “4 consecutive fiscal years” and
7 inserting “2 consecutive fiscal years”; and

8 (2) by inserting after “\$25,000,000” the fol-
9 lowing: “and for each of the fiscal years 2000 and
10 2001 ____,000,000”.

11 (c) EFFECTIVE DATE.—The amendments made by
12 this section apply beginning with fiscal year 2000.

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